IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 18TH JUNE 2007 / 28TH JYAISHTA 1929

Bail Appl..No. 3445 of 2007(K)

CRMP.1788/2007 of DISTRICT COURT, PALAKKAD
CRIME NO.8/2007 OF MALAMPUZHA POLICE STATION

.....

PETITIONER/3RD ACCUSED

KANNAN, S/O.MUTHU, KUZHIYAKKAD VEEDU,
KALLEPULLY, PALAKKAD.

BY ADV. SRI.VINOD KUMAR.C

RESPONDENTS: RESPONDENT

STATE, REPRESENTED BY S.I. OF POLICE,
MALAMPUZHA THROUGH PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 18/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.3445 of 2007

Dated this the 18th day of June 2007

O R D E R

Application for anticipatory bail. A crime was initially registered inter alia under Section 324 read with 149 I.P.C. Now the allegation under Section 326 I.P.C is also included.

2. Accused 1 and 2 have come before this court for anticipatory bail and by order dated 14/6/2007, another Bench of this Court had permitted those accused persons to surrender before the investigating officer between 21/6/2007 and 23/6/2007 for the purpose of interrogation and recovery of incriminating material, if any. It is also observed that the said accused shall be produced on the same day before the learned Magistrate who shall consider their application for regular bail preferably on the same day on which such application is filed.

3. The short prayer made by the learned counsel for the petitioner is that the benefit of the said order may be extended to the petitioner herein also. I find no reason not to do so and the learned Public Prosecutor fairly does not oppose the said prayer.

4. This petition is, in these circumstances, allowed. The petitioner is permitted to surrender before the investigating officer on any day at 10 a.m between 21/6/2007 and 23/6/2007 for the purpose of interrogation and recovery of incriminating material, if any. The petitioner shall thereafter be produced on the same day before Magistrate who shall consider the application for bail on merits, on the same day on which such application is filed.

5. With the above observations, this petition is allowed.

(R.BASANT, JUDGE)

jsr

// True Copy// PA to Judge

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007